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IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

DAVID E. SMITH,)
)
Plaintiff,)
)
VS.)
) No. 08 C 2413
PUBLISHERS CLEARING HOUSE LLC,)
) Judge Dow
) Mag. Judge Cox
)
Defendant.)

NOTICE OF MOTION

TO: David E. Smith

6546 S. Stewart Ave. Chicago, IL 60621

PLEASE TAKE NOTICE that on Tuesday, May 20, 2006, at 9:15 a.m., the undersigned attorney for defendant Publishers Clearing House LLC ("PCH") shall appear before the Honorable Robert M. Dow Jr., or any judge sitting in his stead in courtroom 1914, United States District Court for the Northern District of Illinois, 219 S. Dearborn, Chicago, Illinois 60604, and then and there present the attached PCH's Motion for Summary Judgment, , a copy of which is attached hereto.

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Dated: May 5, 2008. Respectfully submitted,

PUBLISHERS CLEARING HOUSE LLC

By: /s/ M. Angela Buenaventura

One of its Attorneys

Steven R. Smith M. Angela Buenaventura BRYAN CAVE LLP 161 North Clark Street Suite 4300 Chicago, Illinois 60601 (312) 602-5000 (telephone) (312) 602-5050 (facsimile) -

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certify that on the 5th day of May, 2008, a true and correct copy of the foregoing document was filed with the Clerk of Court using the CM/ECF system. The undersigned hereby certifies that on the same date a copy of the foregoing document was sent via prepaid overnight delivery to the following non-CM/ECF participant:

David E. Smith 6546 S. Stewart Ave. Chicago, IL 60621

> By: _____/s/ M. Angela Buenaventura _____ M. Angela Buenaventura